

CITY OF OAKLAND OFFICE OF THE CITY CLERK
AGENDA REPORT

2006 JUN 15 AM 9:22

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Fire Department
DATE: June 27, 2006

RE: **Resolution Authorizing the City Administrator, to Apply for, Accept and Appropriate a Grant from the California Department of Fish and Game on the Amount of Thirty Five Thousand Dollars (\$35,000) to Reimburse Oakland Its Costs and the Costs of Participating Agencies Incurred in Updating and Revising the Alameda County Oil Spill Contingency Plan, and Certifying the Department of Fish and Game and Oil Spill Prevention Response (“DFG-OSPR”) Grant Agreement.**

SUMMARY

The purpose of this report is to provide the City Council with background information on the Alameda County Oil Spill Contingency Plan, and request that the City Council approve the report and resolution authorizing the City Administrator to apply for, accept and appropriate a grant from the State of California Department of Fish and Game (DFG) Office of Oil Spill Prevention and Response (OSPR) in the amount of \$35,000. The OSPR program helps facilitate a rapid response during an oil spill environmental emergency by providing a plan to protect homes, land, fire, wildlife, air and water resources.

The DFG awards an annual grant to the City of Oakland for the purpose of updating the local area contingency plan. This year’s grant award was negotiated with DFG to cover more of Oakland’s staff costs. Approximately 60% of this grant will be utilized to cover the costs of the scope of services that will be performed by Oakland’s Office of Emergency Services staff. The remaining 40% of the grant is distributed among Alameda County’s six participants which include the cities of Newark, Berkeley, San Leandro, Alameda and Union City, and the Port of Oakland.

FISCAL IMPACT

The OSPR grant reimburses participants’ staff time on the project. The total amount of \$35,000 will be received by the Oakland Office of Emergency Services. All work associated with the grant will be absorbed by existing staff, therefore, it is requested that overhead charges of up to \$2,000 be waived. As grant administrator, the City of Oakland will retain approximately \$10,000 of the \$35,000 grant. The accounting code for the grant is: Fund 2150, Organization 20711, Revenue Account 46229, Program PS21, Project to be determined.

Item: _____
Public Safety Committee
June 27, 2006

BACKGROUND

Since July 1995, the Oakland's Office of Emergency Services (OES) has been the lead agency for development and implementation of the Alameda County Oil Spill Contingency Plan. The Alameda County Fire Chiefs Association approved this designation. In 1996, OES staff received a substantial grant from the State Department of Fish and Games (DFG) for local area plan development. Between 1997 and 2003, OES received grant funding to make revisions and updates to the local plan; develop a Memorandum of Understanding (MOU) between the DFG, Alameda County, and participating cities which included providing training, and participating in drills on the local area plan.

KEY ISSUES AND IMPACTS

Participation with the State Department of Fish and Game, Office of Oil Spill Prevention Response includes interaction with the Coast Guard's Area Contingency Planning (ACP) process. This process assists in the update of the Area Contingency Plan and ensures consistency among the Federal, State and Local Contingency Plans.

PROGRAM

The primary objectives for OES participation in the Federal Area Planning process via the State DFG's local Oil Spill Contingency Plan are to:

- Ensure local participation in the unified command during emergency response.
- Continue to foster cooperation, in the event of an oil spill emergency, among the Coast Guard, DFG, and the local jurisdictions within Alameda County.
- Provide on-going training to the participating cities and County on how to utilize the emergency response information contained in the local and Area Oil Spill Contingency Plans.
- Identify differences between the Federal ACP, the Cities, and Special Districts contingency plans resulting from participation in the ACP update process.

SUSTAINABLE OPPORTUNITIES

Economic

Many businesses exist along the shoreline areas of Alameda County and especially in the City of Oakland. Keeping shorelines safe and free from oil spills and other hazardous materials in the water helps to ensure the businesses won't be negatively impacted.

Environmental

Alameda County contains environmentally sensitive shoreline areas, some of which are in Oakland. Identification of these environmentally sensitive areas is critical when prioritizing response actions. Access points to the shoreline vary from easy to nonexistent. It is essential that the City continues this planning process, which helps to identify and map these areas and involves on-going updates of available response resources. The type of information that is shared countywide helps to ensure that the Alameda County (Local) Oil Spill Plan can assist in facilitating a rapid response to protect humans, land, fish, wildlife, air, water, ground water, drinking water supplies, and other such resources in the event of an oil spill in the San Francisco Bay, which has potential impacts for Oakland and neighboring cities.

Social Equity

The Alameda County Oil Spill Prevention and Response Plan and program emphasis has no impact in the area of social equity in the communities of Alameda County.

DISABILITY AND SENIOR CITIZEN ACCESS

There are no disability or senior citizen access issues contained in this report.

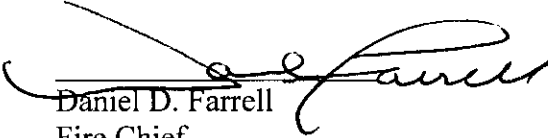
RECOMMENDATION(S) AND RATIONALE

Staff recommends City Council's continued support and approval which will allow OES staff to meet the objectives and responsibilities as the lead agency for the Alameda County Local Oil Spill Contingency Plan.

ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council accept this report and approve the resolution authorizing the City Administrator to apply for, accept and appropriate a grant from the California Department of Fish and Game in the amount of thirty five thousand dollars (\$35,000) to reimburse Oakland its costs and the costs of participating agencies incurred in updating and revising the Alameda County Oil Spill Contingency Plan, and certifying the Department of Fish and Game and Oil Spill Prevention Response (“DFG-OSPR”) grant agreement.

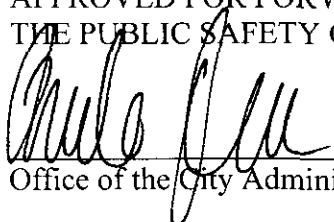
Respectfully submitted,


Daniel D. Farrell
Fire Chief


Prepared by: Coleen A. Bell
Emergency Planning Coordinator, Oakland
Fire Department, Office of Emergency
Services

Reviewed by: Renee A. Domingo
Emergency Services Manager

APPROVED FOR FORWARDING TO
THE PUBLIC SAFETY COMMITTEE:


Office of the City Administrator

Item: _____
Public Safety Committee
June 27, 2006


City Attorney

OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

2006 JUN 15 AM 9:23

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE A GRANT FROM THE CALIFORNIA DEPARTMENT OF FISH AND GAME IN THE AMOUNT OF THIRTY FIVE THOUSAND DOLLARS (\$35,000) TO REIMBURSE OAKLAND ITS COSTS AND THE COSTS OF PARTICIPATING AGENCIES INCURRED IN UPDATING AND REVISING THE ALAMEDA COUNTY OIL SPILL CONTINGENCY PLAN, AND CERTIFYING THE DEPARTMENT OF FISH AND GAME AND OIL SPILL PREVENTION RESPONSE (“DFG-OSPR”) GRANT AGREEMENT

WHEREAS, the people of the State of California have enacted the Lempert-Keen-Seastrand Oil Spill Prevention and Response Act of 1990 which appropriates funds for grants to local governments to prepare, update and/or revise oil spill contingency plan elements of area plans; and

WHEREAS, the State of California Department of Fish and Game (DFG), Oil Spill Prevention and Response (OSPR), has been delegated the responsibility for implementation of the grant program within the State to, and has established necessary procedures governing application and selection of grant recipients under the program; and

WHEREAS, said procedures established by the DFG-OSPR require the City of Oakland to certify by resolution the approval of the grant agreement before submission of said agreement to the State; and

WHEREAS, said grant agreement sets forth the terms and conditions with which the City of Oakland must comply in preparing, updating and/or revising the oil spill contingency plan elements of area plans for Alameda County; and

WHEREAS, the Oakland Fire Department, Office of Emergency Services on behalf of the City of Oakland will update and/or revise the oil spill contingency plan elements of the area plans for Alameda County and coordinate and provide training that is necessary to update and/or revise such plans elements in accordance with the terms of the grant agreement; and

WHEREAS, upon completion of the scope of work pursuant to the said grant agreement, DFG will pay the City \$35,000, which will cover personnel costs incurred by the City of Oakland and other participating cities in performing the work; and

WHEREAS, all work associated with this grant will be absorbed by existing staff and the grant does not create additional work, and the grant reimburses the City of Oakland for staff costs, it is requested that the central service overhead (CSO) costs be waived: now therefore be it

RESOLVED: That the Oakland City Council by adoption of this resolution hereby authorizes the City Administrator to apply for, accept and appropriate a grant in the amount of thirty five thousand dollars (\$35,000) from DFG for the purpose of providing coordination, training and updating/revising the oil spill contingency element of area plans for Alameda County; and, be it

FURTHER RESOLVED: That the City Council hereby certifies the DFG-OSPR grant agreement; and be it

FURTHER RESOLVED: That said grant funds will be appropriated to the Fire Department, Office of Emergency Services OES Fund 2150, Organization 20711, Program PS21 Revenue Account # 46229, Project to be determined; and be it

FURTHER RESOLVED: That central service overhead costs for this grant will be waived; and be it

FURTHER RESOLVED: That the City Attorney's Office will approve the grant agreement as to form and legality and a copy of such will be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California